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| Adopted | Rejected |
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## COMMITTEE REPORT

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| YES: | 13 |
| NO:  | 0  |

### MR. SPEAKER:

*Your Committee on Human Affairs, to which was referred House Bill 1661, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 1, line 17, after "(c)" insert **"If a party requests a copy of**
- 2       **surveyor notes or a copy of the investigative report of results of a**
- 3       **licensure inspection under subsection (b)(1), the state department**
- 4       **shall provide a copy to the party not more than ninety (90) days**
- 5       **after a request for a copy has been made.**
- 6       **(d)".**
- 7       Page 2, line 6, delete "(d)" and insert **"(e)".**
- 8       Page 2, line 6, delete "(c)" and insert **"(d)".**
- 9       Page 2, between lines 8 and 9, begin a new paragraph and insert:
- 10      **"(f) If the state department determines under subsection (d) that**
- 11      **inadequacies exist in an initial investigation, the state department**
- 12      **shall order a reinvestigation. The results of a reinvestigation must**
- 13      **be mailed to the alleging party after the reinvestigation is**
- 14      **complete."**
- 15      Page 2, line 11, after "facility" insert **"licensed under IC 16-28".**

1       Page 2, line 12, delete "as required under IC 16-39-1-3(c)" and  
 2       insert **"within ten (10) working days of the request as required**  
 3       **under IC 16-39-1-3".**

4       Page 2, line 13, delete "noncompliance under this chapter." and  
 5       insert **"noncompliance. The commissioner shall impose a remedy**  
 6       **for a noncompliance under section 4 of this chapter.".**

7       Page 2, after line 13, begin a new paragraph and insert:

8       "SECTION 3. IC 16-39-1-3, AS AMENDED BY P.L.28-2002,  
 9       SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
 10       JULY 1, 2003]: Sec. 3. (a) Health records may be requested by a  
 11       competent patient if the patient is:

12               (1) emancipated and less than eighteen (18) years of age; or

13               (2) at least eighteen (18) years of age.

14       (b) If a patient is incompetent, the request for health records may be  
 15       made by the parent, guardian, or custodian of the patient.

16       (c) Health records of a deceased patient may be requested by a  
 17       coroner under IC 36-2-14-21 or by the personal representative of the  
 18       patient's estate. If the deceased does not have a personal representative,  
 19       the spouse of the deceased patient may make a request. If there is no  
 20       spouse:

21               (1) a child of the deceased patient; or

22               (2) the parent, guardian, or custodian of the child if the child is  
 23       incompetent;

24       may make a request.

25       (d) **A health facility licensed under IC 16-28 shall provide a**  
 26       **complete copy of a health record requested under subsection (c)**  
 27       **not more than ten (10) working days after a request for records has**  
 28       **been received by the health facility.".**

(Reference is to HB 1661 as introduced.)

**and when so amended that said bill do pass.**

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Representative Summers